

SEC. 3. That section five (5) of chapter two (2) of said act is hereby amended so as to read as follows:

Sec. 5. On the first (1st) Monday in April, A. D. one thousand eight hundred and seventy-seven (1877), and biennially thereafter, there shall be elected in said city a mayor, a treasurer, a recorder, an assessor, an attorney, a marshal, a street commissioner, a surveyor, a physician, and on said date, and annually thereafter, there shall be elected one (1) alderman for each ward; and on the first (1st) Monday in April, A. D. one thousand eight hundred and seventy-eight (1878), and biennially thereafter, there shall be elected in said city, two (2) justices of the peace.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved February 14, 1877.

CHAPTER 51.

AN ACT TO AMEND AN ACT, ENTITLED, "AN ACT TO INCORPORATE THE VILLAGE OF KASSON, DODGE COUNTY, MINNESOTA, AND THE SEVERAL ACTS AMENDATORY THEREOF."

Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. The legal voters of the village of Kasson are hereby authorized to vote upon and determine for themselves the question whether license for the sale of intoxicating liquors shall be granted in said village or not.

SEC. 2. The recorder of the village of Kasson is hereby required, upon receiving the petition for that purpose of ten (10) or more legal voters of said village, at any time not less than twenty (20) days before any annual charter election of said village, to give notice that the question of granting license for the sale of intoxicating liquors in said village will be submitted to the legal voters of said village, which question shall be determined by ballots containing the words "in favor of license" or "against license," as the case may be; the votes upon said question shall be deposited in a box by themselves, and shall be taken, canvassed and returned in the same manner as is prescribed by law for canvassing and returning the votes for the elective officers of said village, and if such returns show that a majority of the votes cast at said election on said question shall be against license, no license for the sale of intoxicating liquors in said village shall be granted by the common council of said village, or the board of county commissioners of Dodge county.

SEC. 3. In case the legal voters of said village shall determine, as hereinbefore provided, that no license for the sale of intoxicating liquors in said village shall be granted, any person thereafter who shall sell, barter or dispose of any spirituous, malt, vinous, fermented or intoxicating liquors within the corporate limits of said village, for other than medicinal purposes, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall pay a fine of not less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100), with costs of prosecution, for each offense, and be imprisoned in the county jail until said fine and costs are paid, not exceeding ninety (90) days.

SEC. 4. This act is hereby declared a public act, and need not be pleaded or proven in any court of this State.

SEC. 5. This act shall be construed as an amendment to and a part of an act, entitled, "An act to incorporate the village of Kasson, Dodge county, Minnesota, and acts amendatory thereof."

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved February 22, 1877.

CHAPTER 52.

AN ACT TO AMEND SECTION ONE (1), CHAPTER FIVE (5), OF THE CHARTER OF THE CITY OF AUSTIN, IN MOWER COUNTY, MINNESOTA.

Be it enacted by the Legislature of the State of Minnesota :

[SECTION 1.] That section one (1) of chapter five (5) of the charter of the city of Austin, in Mower county, be and the same is hereby amended so as to read as follows:

Sec. 1 [2]. The common council shall have power to levy upon all property, real and personal, within the city of Austin, except such as may be exempt by the laws of this State, taxes for the support of the city government and payment of its debts and liabilities, and the same shall be assessed in the manner provided for by the general laws of this State. The said common council may levy an annual tax upon all property in said city, taxable under the laws of this State, to and for the specific purpose following (*Provided*, that nothing herein contained shall prevent the assessment, levy and collection of special taxes, as provided by chapter six (6) of this act, upon any and all real estate within said city, notwithstanding the same may have been heretofore exempted from taxa-